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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 2 0 1993

In re Application of:

Yeschiel SHAI et al.

Serial No.: 09/367,714

I.A. Filed: February 19, 1998

For: ANTIPATHOGENIC ...

Attn.: Mr. David Antolini
Mr. Dale Hughes

Refund Section Crystal Park One

Room 800

Washington, D.C.

)ctober 19, 1999

Docket No.: SHAI=2

REQUEST FOR REFUND

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231 Sir:

Attached hereto is a Verified Statement Claiming Small Entity Status - Small Business Concern with respect to the present application. It is respectfully requested that applicant be granted small entity status as entitled by the submission of these documents.

Pursuant to 37 CFR 1.28(a), request is hereby made for refund of that portion of the \$840.00 fee paid in the above-identified application on August 20, 1999 in excess of that amount which would have been due had the verified statement to establish small entity status been of record at the time of said payment.

The undersigned hereby requests that the refund due in the amount of \$420.00 be credited to deposit account no. 02-4035 rather than being refunded by check.

Respectfully submitted, BROWDY AND NEIMARK, P.L.L.C. Attorneys for Applicant(s)

Norman J. Latker

Registration No. 19,963

NJL:edg 419 Seventh Street N.W., Ste. 300 Washington, D.C. 20004 Phone No. (202) 628-5197 Fax No. (202) 737-3528

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	Issued:	

Applie of Patentee: Yechreveshar et all 11 1 4 Attorney's Docket No.: SHAI=2 Applie of Patent No.:
Appln. or Patent No.:
VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL BUSINESS ENTITY STATUS
(37 CFR 1.9(f) and 1.27(C)) - SMALL BUSINESS CONCERN
I hereby declare that I am
[] the owner of the small business concern identified below:
DXI an official of the small business concern empowered to act on behalf of the concern identified below:
NAME OF SMALL BUSINESS CONCERN YEDA RESEARCH AND DEVELOPMENT CO. LTD. ADDRESS OF SMALL BUSINESS CONCERN Weizmann Institute of Science, P.O. Box 95, 76100 Rehovot, Israel
I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 1 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 50 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each other pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.
I hereby declare that rights under contract or law have been conveyed to and remain with the small business conceridentified above with regard to the invention entitled <u>ANTIPAHTOGENIC SYNTHETIC PEPTIDES AND COMPOSITIONS COMPRISING</u> [HEM by inventors <u>Yechiel SHAI and Ziv OREN</u> described in:
DOX] the specification filed herewith with title listed as above.
[I application no, filed
[] patent no, issued
If the rights held by the above-identified small business concern are not exclusive, each individual, concern or prantization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofice granization under 37 CFR 1.9(e). *Note: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).
AME
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[] INDIVIDUAL [] SMALL BUSINESS CONCERN [] NONPROFIT ORGANIZATION
acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of notification of any change in status resulting in loss of notification of any change in status prior to paying, or at the time of paying, the earliest of the issue fee or any aintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))
hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false tatements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the nited States Code, and that such willful false statements may jeopardize the validity of the application, any patent sating thereon, r any patent to which this verified statement is directed. YEDA RESEACH AND DEVELORMENT
AME OF PERSON SIGNING Paulina Ben-Ami CAUN
TILE OF PERSON SIGNING OTHER THAN OWNER Vice President
DDRESS OF PERSON SIGNING P.O. Boy 95 Reboyot 76100, Israel

DATE 16 Ceptember 1999